United States District Court
For the Northern District of California

IN THE UNITED STATES DISTRICT COURT

FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

ALVIN NORMAN,

Defendant.
_______________________________________/

No. CR 04-00367 WHA

ORDER DENYING DEFENDANT'S MOTION FOR REDUCTION OF SENTENCE

Defendant Alvin Norman filed a pro se motion for reduction of sentence under the amended crack guideline. Because Mr. Norman was sentenced to the 60-month mandatory minimum on the crack count and to a concurrent term of 66 months on a gun count, he is not eligible for relief under the retroactive crack guideline (as stated in Assistant Federal Public Defender Rebecca Silbert's letter, Dkt. No. 31). The motion is therefore **DENIED** and the hearing set for April 22, 2008, is **VACATED**.

IT IS SO ORDERED.

Dated: March 13, 2008.

WILLIAM ALSUP
UNITED STATES DISTRICT JUDGE